

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Application Number	09/784,980
Filing Date	February 16, 2001
First Named Inventor	Anthony John Bell
Art Unit	1761
Examiner Name	Milton I. Cano
Attorney Docket Number	5641C1-07-LAV

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
 - a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 - i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - ii. ☒ Other Amendment submitted 2/16/2006 to final Office Action of 11/17/2005.
 - b. ☐ Enclosed
 - i. ☐ Amendment/Reply
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☐ Other _____
2. **Miscellaneous**
 - a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
 - b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
 - a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 23-0510. I have enclosed a duplicate copy of this sheet.
 - i. ☐ RCE fee required under 37 CFR 1.17(e)
 - ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
 - iii. ☒ Other Any additional fee required.
 - b. ☒ Check in the amount of \$ 790.00 enclosed
 - c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature		Date	June 29, 2006
Name (Print / Type)	Allen R. Kipnes	Registration No.	28,433



CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature		Date	June 29, 2006
Name (Print / Type)	Jill S. Garretson		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

RCE IFW

<div style="float: left; border: 1px solid black; border-radius: 50%; padding: 5px; text-align: center; width: 100px; height: 100px; line-height: 100px;">O I P E JUL 03 2006 TRADEMARK</div> <div style="float: right; text-align: center;">TRANSMITTAL LETTER (General - Patent Pending)</div> <div style="clear: both;"></div>		Docket No. 5641C1-07-LAV			
In Re Application of: Anthony John Bell et al.					
Application No. 09/784,980	Filing Date February 16, 2001	Examiner Milton I. Cano	Customer No. N/A	Group Art Unit 1761	Confirmation No. 5253
Title: TASTE MODIFIED HARD CONFECTIONERY COMPOSITIONS CONTAINING FUNCTIONAL INGREDIENTS					
<u>COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is: Request for Continued Examination (RCE) Transmittal, check and postcard.					
in the above identified application.					
<div><input type="checkbox"/> No additional fee is required.</div> <div><input checked="" type="checkbox"/> A check in the amount of \$790.00 is attached.</div> <div><input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. 23-0510 as described below.<div style="margin-left: 20px;"><input type="checkbox"/> Charge the amount of</div><div style="margin-left: 20px;"><input checked="" type="checkbox"/> Credit any overpayment.</div><div style="margin-left: 20px;"><input checked="" type="checkbox"/> Charge any additional fee required.</div></div> <div><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</div>					
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
<div style="text-align: center;"> Signature</div> <p>Allen R. Kipnes, Esq. Registration No. 28,433</p> <p>WATOV & KIPNES, P.C. P.O. Box 247 Princeton Junction, New Jersey 08550 (609) 243-0330 (609) 275-1010 - Facsimile</p>			<p>Dated: June 29, 2006</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on June 29, 2006.</p><div style="text-align: center;"><small>(Date)</small>  Signature of Person Mailing Correspondence Jill S. Garretson <small>Typed or Printed Name of Person Mailing Correspondence</small></div></div>		
cc:					